

United States Bankruptcy Court
Middle District of Pennsylvania

In re:
Michael T. Bianchi
Debtor

Case No. 18-01253-RNO
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0314-5

User: JGoodling
Form ID: pdf010

Page 1 of 1
Total Noticed: 1

Date Rcvd: Jul 19, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 21, 2018.

NO NOTICES MAILED.

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. 5069217 E-mail/PDF: resurgentbknotifications@resurgent.com Jul 19 2018 18:59:07

LVNV Funding, LLC its successors and assigns as, assignee of Arrow Financial Services,, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587

TOTAL: 1

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 21, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 19, 2018 at the address(es) listed below:

Charles J DeHart, III (Trustee) dehartstaff@pamd13trustee.com, TWecf@pamd13trustee.com
Erik Mark Helbing on behalf of Debtor 1 Michael T. Bianchi Erik_Helbing_Esq@yahoo.com
James Warmbrodt on behalf of Creditor BAYVIEW LOAN SERVICING, LLC bkgroup@kmlawgroup.com
Monroe County Tax Claim Bureau MKnitter@monroecountypa.gov, DPugh@monroecountypa.gov
United States Trustee ustpregion03.ha.ecf@usdoj.gov

TOTAL: 5

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: MICHAEL BIANCHI	:	
Debtor	:	No. 5-18-bk-1253
	:	
MICHAEL BIANCHI	:	
Objector	:	
	:	
v.	:	
	:	
LVNV FUNDING, LLC	:	
Claimant	:	

ORDER SUSTAINING THE DEBTORS' OBJECTION TO CLAIMANT'S PROOF OF CLAIM (CLAIM No. 4)

AND NOW, after consideration of the Debtors'/Objectors' Objection to Proof of Claim No. 4 filed by LVNV Funding, LLC, ("Claimant"), on or about June 5, 2018. The Court finds that the objection to claim contains proof sufficient to overcome the presumption of validity imposed by Fed. R. Bankr. P. 3001(f) and was properly served pursuant to the Federal and Local Rules of Bankruptcy Procedure. The Court further finds that Debtors/Objectors provided notice to the Claimant utilizing the appropriate Local Form, which contained the necessary language instructing the Claimant how to respond to the Objection. Due to the failure of the Claimant to file a timely written response to the objection, the court deems the Debtors' claim objection to be unopposed and, therefore, the Court finds that just cause exists for the entry of the following order.

IT IS THEREFORE ORDERED that the Debtors' Objection to Proof of Claim failed by Claimant is SUSTAINED and that Claim No. 4 filed by LVNV Funding, LLC, is hereby disallowed.

Dated: July 17, 2018

By the Court,



Robert N. Opel, II, Chief Bankruptcy Judge (DG)